12-12020-mg Doc 7410-23 Filed 08/21/14 Entered 08/21/14 19:18:16 Exhibit R - Smith Claims (Part 1) Pg 1 of 7

Exhibit R

B 10 Modified (Official Form 10) (12/11)

Telephone number:

Penalty for presenting fraudulent claim: Fine of up to \$500.

Claim #3889 Date Filed: 11/9/2012

COURT USE ONLY

UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF NEW YORK PROOF OF CLAIM			PROOF OF CLAIM
Name of Debtor and Case Number: GMAC Mortgage, LLC, Case No. 12-12032			
NOTE: This form should not be used to make a claim for an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) arising after the commencement of the case. A "request" for payment of an administrative expense (other than a claim asserted under 11 U.S.C. § 503(b)(9)) may be filed pursuant to 11 U.S.C. § 503.			
3 4	ntity to whom the debtor owes money or property):		Check this box if this claim
Tia Smith			amends a previously filed claim.
Name and address where notices should	be sent:		
Tia Smith			Court Claim Number:
4011 Hubert Avenue			(If known)
	00009		Filed on:
Los Angeles, California	90000		Check this box if you are aware
Telephone number: 323-384-4493	email:	myfathersdiamond@msn.com	that anyone else has filed a proof
Name and address where payment shoul			of claim relating to this claim.
FILED JOINTLY WITH CA	ASE NOS.: 12-12019; 12-1202	0. 12-12042: 12-12052	Attach copy of statement giving particulars.
	102 1100 12 12010, 12 1202	0, 12 120 12, 12 12002	
7.1h	7		5. Amount of Claim Entitled to Priority under 11 U.S.C.
Telephone number:	email:		§507(a). If any part of the claim
1. Amount of Claim as of Date Case	3,000,000.00		falls into one of the following categories, check the box
If all or part of the claim is secured, co			specifying the priority and state
If all or part of the claim is entitled to	-		the amount.
	interest or other charges in addition to the principal	al amount of the claim. Attach a statement that itemizes	☐ Domestic support obligations
interest or charges.			under 11 U.S.C.
2. Basis for Claim: PREDATORY LENDII (See instruction #2)	NG, WRONGFUL FORECLOSURE		§507(a)(1)(A) or (a)(1)(B). Wages, salaries, or
			commissions (up to \$11,725*)
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled account as:	3b. Uniform Claim Identifier (optional):	earned within 180 days before the case was filed or the
9130	(See instruction #3a)	(See instruction #3b)	debtor's business ceased, whichever is earlier – 11
4. Secured Claim (See instruction #4)		A. W.	U.S.C. §507 (a)(4).
	s secured by a lien on property or a right of setoff.	attach required redacted documents, and provide the	Contributions to an employee
requested information.		, , , , ,	benefit plan – 11 U.S.C. §507
Noture of property or might of setaff. Deal Estate OMeter Valida OOther			(a)(5). (a) Up to \$2,600* of deposits
Describe:			toward purchase, lease, or
Value of Property: \$		ixed 🗇 Variable	rental of property or services for personal, family, or
Amount of arrearage and other charg	(when case was filed) es, as of the time case was filed, included in seco	ured claim,	household use – 11 U.S.C.
if any: \$	Basis for perfection	on:	§507 (a)(7).
			Taxes or penalties owed to
Amount of Secured Claim: \$ Amount Unsecured: \$ \$507 (a)(8).		governmental units – 11U.S.C. §507 (a)(8).	
(G) B	☐ Other – Specify applicable		
Indicate the amount of your claim arising f	6. Claim Pursuant to 11 U.S.C. § 503(b)(9): Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before May 14, 2012, the date of		
commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.			
\$(See instruction #6) Amount entitled to priority:			
7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)			
8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been			\$
		ty interest are attached. (See instruction #8, and the	* Amounts are subject to
definition of "endanted"			adjustment on 4/1/13 and every
			3 years thereafter with respect
in the documents are not available, please explain. Malabatha 13 40 balatha 14003. All to 100 1/100 1/100			to cases commenced on or after the date of adjustment.
9. Signature: (See instruction #9) Check the appropriate box.			
	litor's authorized agent.		
(Attach copy of power of attorney, if any.) their authorized agent. (See Bankruptcy Rule 3004.) (See Bankruptcy Rule 3005.)			
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and			
reasonable belief.			RECEIVED
Print Name: Tia Smith	Mh	11/5/2012	ILULIVLU
Title.			
Company: (Signature) (Date) NOV ng 2012 Address and telephone number (if different from notice address above):			
			URTZMAN CARSON CONSULTANTS

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1		21/14 Entered 08/21/14 19:18:16 Exhibit R	- ا
	Smith Claims	s (Part 1) Pg 3 of 7	
Ì			
			i.
1	TIA SMITH		
_	4011 Hubert Avenue		
2	Los Angeles, CA 90008		
	(323) 384-4493		
3	FAX (323) 295-0517		
4	Plaintiff in Pro Per		
E			
5			
6	SUPERIOR COURT OF	THE STATE OF CALIFORNIA	
		4 4	
7	COUNTY	OF LOS ANGELES	
8			
	TV A. C. CVIVY	C NI DOLCEGA	
9	TIA SMITH	Case No.: BC465542	
10	D1-:-4:00	(Assigned For All Purposes to	
10	Plaintiff,	Hon. John L. Segal)	
11	710	SECOND AMENDED COMPLAINT	
	VS.	[JURY TRIAL DEMANDED]	
12	AMERICAN MORTGAGE NETWORK,	[SOKI TRIME DEMANDED]	
13	INC., RESIDENTIAL FUNDING	w .	
	COMPANY, WALMAR FINANCIAL	1. BREACH OF CONTRACT;	
14	GROUP, AURORA BANK FSB, CAL-	2. BREACH OF IMPLIED COVENANT OF	
15	WESTERN RECONVEYANCE	GOOD AND FAIR DEALING;	
13	CORPORATION, HOMECOMINGS	3. BREACH OF FIDUCIARY DUTY;	
16	FINANCIAL, GMAC, RESIDENTIAL	4. DECEPTIVE BUSINESS PRACTICES;	
17	ACCREDIT LOANS, INC., DEUTSCHE	5. FRAUDULENT CONCEALMENT;	
· /	BANK TRUST COMPANY AMERICAS	6. FRAUDULENT OMISSIONS;	
18	as INDENTURED TRUSTEE for RALI	7. INTENTIONAL INFLICTION OF	
	2007-QO1, FIRST AMERICAN TITLE	EMOTIONAL DISTRESS;	
19	INSURANCE COMPANY AND	8. INTENTIONAL MISREPRESENTATION;	ļ
20	DOES 1-20, inclusive	9. NEGLIGENCE;	
		10. NEGLIGENT MISREPRESENTATION;	
21	Defendants.	11. QUIET TITLE	
22		12. SLANDER OF TITLE;	
		13. TRESPASS ON CONTRACT; 14. UNCONSCIONABILITY;	
23		15. UNJUST ENRICHMENT;	
24	A	16. WRONGFUL CONVERSIONOF REAL	
- 1	*	PROPERTY;	
25		17. WRONGFUL FORECLOSURE;	
26		18. VIOLATION OF BUSINESS AND	
26	4	PROFESIONS CODE §17200;	
27		19. VIOLATION OF CALIFORNIA	
		CODE §1788.17;	
28	or or	20. VIOLATION OF TILA;	
	0 0		
	*		

. 1		./14 Entered 08/21/14 19:18:16 Exhibit R - (Part 1) Pg 4 of 7
9		
1 2	I s	21. VIOLATION OF RESPA; 22. VIOLATION OF CALIFORNIA MORTGAGE LENDING ACT
3		CALIFORNIA FINANCIAL CODE SECTION 50000;
4		23. VIOLATION OF CALIFORNIA CIVIL
5		CODE SECTION 1916.7 (10); 24. VIOLATION OF EQUAL CREDIT
>xc *	,	OPPORTUNITY ACT;
6		25. VIOLATION OF CA CIV. CODE §1572; 26. VIOLATION OF CALIFORNIA CIVIL
7		CODE SECTION 2923.5; 27. VIOLATION OF CALIFORNIA CIVIL
8		CODE SECTION 2923.6;
9		28. RESCISSION; 29. INJUNCTIVE RELIEF;
10		30. DECLARATORY RELIEF
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25	Residential accredit	and inc 12-12002
26	Homeoning Financial	UC 12-12042
27	0-1	e e e e e e e e e e e e e e e e e e e
28	»	

B 10 Modified (Official Form 10) (12/11)

Claim #4129 Date Filed: 11/9/2012

United States Bankruptcy COURT FOR THE SOUTHERN DISTRICT OF NEW YORK PROOF OF CLAIR			PROOF OF CLAIM
Name of Debtor and Case Number: Homecomings Financial, LLC, Case No. 12-12042			
case. A "request" for paym	nent of an administrative expense (other than a cla	ner than a claim asserted under 11 U.S.C. § 503(b)(9)) ar im asserted under 11 U.S.C. § 503(b)(9)) may be filed pu	
	ntity to whom the debtor owes money or property):		Check this box if this claim
Tia Smith			amends a previously filed claim.
Name and address where notices should	be sent:		Court Claim
Tia Smith			Number:
4011 Hubert Avenue			(If known)
Los Angeles, California	a 90008		Filed on:
722 204 4402		au fath and in mand @man asm	Check this box if you are aware that anyone else has filed a proof
Telephone number: 323-384-4493		myfathersdiamond@msn.com	of claim relating to this claim.
Name and address where payment should be sent (if different from above): FILED JOINTLY WITH CASE NOS.: 12-12019; 12-12020; 12-12032; 12-12052			Attach copy of statement giving particulars.
Telephone number:	Telephone number: email:		5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any part of the claim
	3,000,000.00		falls into one of the following
1. Amount of Claim as of Date Case If all or part of the claim is secured, co	c rucu. 3		categories, check the box specifying the priority and state
If all or part of the claim is entitled to			the amount.
Check this box if the claim includes interest or charges.	s interest or other charges in addition to the princip	al amount of the claim. Attach a statement that itemizes	Domestic support obligations under 11 U.S.C.
2. Basis for Claim: PREDATORY LENDII (See instruction #2)	NG, WRONGFUL FORECLOSURE		§507(a)(1)(A) or (a)(1)(B). (1) Wages, salaries, or
3. Last four digits of any number by which creditor identifies debtor:	3a. Debtor may have scheduled account as:	3b. Uniform Claim Identifier (optional):	commissions (up to \$11,725*) earned within 180 days before the case was filed or the
9130	(See instruction #3a)	(See instruction #3b)	debtor's business ceased, whichever is earlier – 11
4. Secured Claim (See instruction #4)			U.S.C. §507 (a)(4).
Check the appropriate box if the claim is secured by a lien on property or a right of setoff, attach required redacted documents, and provide the requested information.			Contributions to an employee benefit plan – 11 U.S.C. §507
Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:			(a)(5). (b) Up to \$2,600* of deposits
Value of Property: S	Annual Interest Rate % OF	ixed Variable	toward purchase, lease, or rental of property or services
(when case was filed) Amount of arrearage and other charges, as of the time case was filed, included in secured claim,		for personal, family, or household use – 11 U.S.C.	
if any: \$Basis for perfection:		§507 (a)(7). Taxes or penalties owed to	
Amount of Secured Claim: \$ Amount Unsecured: \$		governmental units – 11U.S.C. §507 (a)(8).	
6. Claim Pursuant to 11 U.S.C. § 503(b)(9):		Other - Specify applicable	
Indicate the amount of your claim arising from the value of any goods received by the Debtor within 20 days before May 14, 2012, the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation		paragraph of 11 U.S.C. §507 (a)().	
supporting such claim. \$ (See instruction #6)		Amount entitled to priority:	
7. Credits. The amount of all payments on this claim has been credited for the purpose of making this proof of claim. (See instruction #7)			
8. Documents: Attached are redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. If the claim is secured, box 4 has been completed, and redacted copies of documents providing evidence of perfection of a security interest are attached. (See instruction #8, and the			* Amounts are subject to
definition of "reducted".)			adjustment on 4/1/13 and every
DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain: DAPLAINT IS VOUNTINOUS; SEE ATTACHED FACE PAGE			3 years thereafter with respect to cases commenced on or
9. Signature: (See instruction #9) Check the appropriate box.		after the date of adjustment.	
	14.2.4.4.4.4	or the debter or	
ACAS, DECEMBRADO DA CONTRACTOR DE CONTRACTOR	power of attorney, if any.) I am the trustee, their authorized ag (See Bankruptcy	ent. indorser, or other codebtor.	
I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and			(T) (T) (T)
reasonable belief. Print Name: Tia Smith			RECEIVED
Title:		11/5/2012	
Company: (Signature) (Date)			NOV U 9 2012
Address and telephone number (if different from notice address above):			
			KURTZMAN CARSON CONSULTANTS
Telephone number:	Email:		COURT USE ONLY

1	2-12020-mg Doc 7410-23 Filed 08/2 Smith Claims	21/14 Entered 08/21/14 19:18:16 Exhibit R - (Part 1) Pg 6 of 7
	y	
1	TIA SMITH	
1	4011 Hubert Avenue	
2	Los Angeles, CA 90008	
	(323) 384-4493	
3	FAX (323) 295-0517	
4	Plaintiff in Pro Per	
4	20	
5		
6	SUPERIOR COURT OF	THE STATE OF CALIFORNIA
7	COLDITY	OF LOS ANGELES
7	COUNTY	OF LOS ANGELES
8		
	TIA CAMERIA	L.C. D.C.A.C.F.A.9
9	TIA SMITH	Case No.: BC465542
	D1 : .: CC	(Assigned For All Purposes to
10	Plaintiff,	Hon. John L. Segal)
11	* *	CECONE AMENDED COMPLAINT
	VS.	SECOND AMENDED COMPLAINT
12	A STRUCK AND TO A STATE WORK	[JURY TRIAL DEMANDED]
12	AMERICAN MORTGAGE NETWORK,	
13	INC., RESIDENTIAL FUNDING	1 PRE LOW OF CONTER LOW
14	COMPANY, WALMAR FINANCIAL	1. BREACH OF CONTRACT;
	GROUP, AURORA BANK FSB, CAL-	2. BREACH OF IMPLIED COVENANT OF
15	WESTERN RECONVEYANCE	GOOD AND FAIR DEALING;
	CORPORATION, HOMECOMINGS	3. BREACH OF FIDUCIARY DUTY;
16	FINANCIAL, GMAC, RESIDENTIAL	4. DECEPTIVE BUSINESS PRACTICES;
17	ACCREDIT LOANS, INC., DEUTSCHE	5. FRAUDULENT CONCEALMENT;
	BANK TRUST COMPANY AMERICAS	6. FRAUDULENT OMISSIONS;
18	as INDENTURED TRUSTEE for RALI	7. INTENTIONAL INFLICTION OF
, ,	2007-QO1, FIRST AMERICAN TITLE	EMOTIONAL DISTRESS;
19	INSURANCE COMPANY AND	8. INTENTIONAL MISREPRESENTATION;
20	DOES 1-20, inclusive	9. NEGLIGENCE;
		10. NEGLIGENT MISREPRESENTATION;
21	Defendants.	11. QUIET TITLE
22	* * * *	12. SLANDER OF TITLE;
22		13. TRESPASS ON CONTRACT;
23	4 ×	14. UNCONSCIONABILITY;
	# # # # # # # # # # # # # # # # # # #	15. UNJUST ENRICHMENT;
24		16. WRONGFUL CONVERSIONOF REAL
25		PROPERTY;
25	* w	17. WRONGFUL FORECLOSURE;
26		18. VIOLATION OF BUSINESS AND
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27		19. VIOLATION OF CALIFORNIA
ا ،		CODE §1788.17;
2.8		20. VIOLATION OF TILA;
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		21/14 Entered 08/21/14 19:18:16 Exhibit R - 5 (Part 1) Pg 7 of 7
1		21. VIOLATION OF RESPA; 22. VIOLATION OF CALIFORNIA MORTGAGE LENDING ACT
2		CALIFORNIA FINANCIAL CODE
4		SECTION 50000; 23. VIOLATION OF CALIFORNIA CIVIL
5		CODE SECTION 1916.7 (10); 24. VIOLATION OF EQUAL CREDIT
6		OPPORTUNITY ACT; 25. VIOLATION OF CA CIV. CODE §1572;
7		26. VIOLATION OF CALIFORNIA CIVIL CODE SECTION 2923.5;
8		27. VIOLATION OF CALIFORNIA CIVIL CODE SECTION 2923.6;
9.		28. RESCISSION;
10		29. INJUNCTIVE RELIEF; 30. DECLARATORY RELIEF
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23	Gracidation Overline	mand (NC 12-12019
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